

Attachment A

Memorandum of Agreement Forming the UpState RailConnect Committee

UpState RailConnect Committee

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is entered into by and between the City of Eureka; County of Trinity; County of Tehama; County of Humboldt; and the UpState California Economic Development Council; hereinafter collectively referred to as "UpState RailConnect Agencies."

WHEREAS, the region of California covered by the Upstate RailConnect Agencies has suffered vast economic hardships and job losses in recent years; and

WHEREAS, Humboldt Bay is one of only 11 deepwater harbors in the State of California and the only one on a 400-mile stretch of coast between San Francisco, CA and Coos Bay, OR therefore representing the only deepwater international access within the approximately 40,000 square-mile UpState region of California; and

WHEREAS, Humboldt Bay is the only seaport in California without an active rail connection and the only California seaport that has not seen any economic growth in the past decade; and

WHEREAS, the City of Eureka has recently spearheaded an effort to examine the feasibility of creating an alternate rail line that would travel east from Humboldt Bay to a connection to the national rail system in the Sacramento Valley which would be roughly one-half of the length and involve a fraction of the bridges and tunnels of the existing inactive north-south rail line; and

WHEREAS, a Humboldt Bay Alternative Rail Route Feasibility Study could be envisioned to include: potential rail routes; potential highway and port connections; identification of market potential; other uses of the rail corridor such as for fiber optics, trails and etc; environmental issues; any proposed mitigation measures; and estimated costs and timelines; and

WHEREAS, the UpState RailConnect Agencies are presently the most active public entities concerned with the establishment of a rail connection between the harbor portion of Humboldt Bay and the national rail system in the Sacramento Valley; and

WHEREAS, the UpState RailConnect Agencies have powers, duties, and experience to contribute to the public outreach, information gathering, planning and oversight of a study to examine the feasibility of establishing a rail line between the harbor portion of Humboldt Bay and the national rail system in the Sacramento Valley.


WHEREAS, the UpState RailConnect Agencies all desire to coordinate efforts to achieve the highest degree of success in gathering information on the feasibility of establishing a rail line between the harbor portion of Humboldt Bay and the national rail system in the Sacramento Valley.

NOW, THEREFORE, the parties do agree as follows:

1. To support the creation of the "UpState RailConnect Committee."
2. UpState RailConnect Committee member agencies include City of Eureka; County of Trinity; County of Tehama; County of Humboldt; and the UpState California Economic Development Council.
3. Each member agency shall designate two people to represent their agency on the UpState RailConnect Committee. Agency representatives are to be appointed by the Agency, and can include agency Board or Council members, agency staff, technical consultants or members of the public. Each member agency shall have the ability to place any terms or conditions on their appointment process and each member agency shall have the ability to extend or replace their representatives at any time.
4. That the general purpose of the UpState RailConnect Committee is to coordinate the production of the Humboldt Bay Alternative Rail Route Feasibility Study. Specifically, the purpose of the Upstate RailConnect Committee will be to gather public input; conduct public outreach efforts in each member agencies region; review documents such as Request for proposals, consultant submittals, draft and final reports; participate in consultant selection; provide consultant oversight; assist with grant writing and local technical in-kind efforts; and other tasks as mutually agreed upon by the UpState RailConnect Committee members.
5. Neither the UpState RailConnect Committee, nor a member agency's representatives to the committee, shall have the power or authority to create any legal obligation on the part of a member agency.

6. There is no financial obligation created by this Memorandum of Agreement on any of the UpState RailConnect Committee member agencies. UpState RailConnect Committee member agencies will cover their own expense to participate on the UpState RailConnect Committee.
7. The term of this agreement is three (3) years. This agreement may be extended for up to three (3) additional years by mutual agreement of the UpState RailConnect Committee. Any member agency may have the option to withdraw at any time.

DATE: OCT - 2 2012



Bob Williams, Chairman
Tehama County Board of Supervisors



Approval as to Form
Tehama County Counsel

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DATE: 10/11/2012

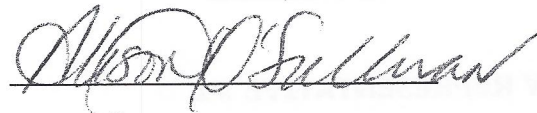


(Name) Brynda Stranix

(Title) Chair/President

(Organization) Upstate CA EDC

DATE: 10-11-12



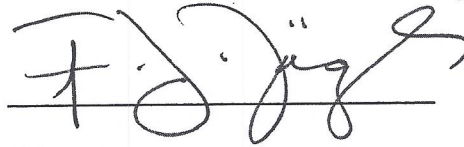
(Name) Alison O'Sullivan

(Title) General Manager

(Organization) Upstate CA EDC

7. The term of this agreement is three (3) years. This agreement may be extended for up to three (3) additional years by mutual agreement of the UpState RailConnect Committee. Any member agency may have the option to withdraw at any time.

DATE: 11/09/2012

A handwritten signature in black ink, appearing to read 'F. Jäger', written over a horizontal line.

(Name)

Frank J. Jäger

(Title)

Mayor

(Organization)

City of Eureka

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DATE: 11/13/12

Virginia Bass

(Name) Virginia Bass

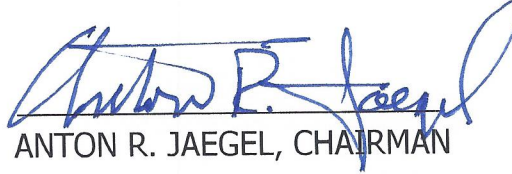
(Title) Chair of the Board

(Organization) Humboldt County
Board of Supervisors

7. The term of this agreement is three (3) years. This agreement may be extended for up to three (3) additional years by mutual agreement of the UpState RailConnect Committee. Any member agency may have the option to withdraw at any time.

DATE: _____

10/5/12

A handwritten signature in blue ink, appearing to read "Anton R. Jaegel", written over a horizontal line.

ANTON R. JAEGEL, CHAIRMAN

Board of Supervisors

County of Trinity

State of California

7. The term of this agreement is three (3) years. This agreement may be extended for up to three (3) additional years by mutual agreement of the UpState RailConnect Committee. Any member agency may have the option to withdraw at any time.

DATE: 3/12/13

Garth Sundberg

(Name) Garth Sundberg

(Title) NCTCA Chairman

(Organization) North Coast Tribal
Chairs Association